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2                   **James McDonald**  
3                   **14840 119<sup>th</sup> PL NE**  
4                   **Kirkland, WA 98034**

5                   The Honorable Robert S Lasnik  
6

7                   **UNITED STATES DISTRICT COURT,**  
8                   **WESTERN DISTRICT OF WASHINGTON AT SEATTLE**

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10 <b>James McDonald</b>	11 <b>Plaintiff</b>	12 <b>No. C10-1952-RSL</b>
13 <b>v.</b>		
14 <b>OneWest Bank, FSB,</b>		15                   Declaration of James McDonald in Support
15 <b>Northwest Trustee Services,</b>		16                   of Plaintiff's Motion to Extend Dispositive
16 <b>Mortgage Electronic Registration Systems,</b>	17 <b>Defendants.</b>	18                   Motion Cut-Off date

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20                   James McDonald declares as follows:

- 21                   1. I am the Plaintiff and am competent to testify in the above-titled action and have  
22                   personal knowledge of the matters referred to herein.  
23                   2. I issued subpoenas to several entities on July 5&6, 2012 that required the  
24                   information be produced no later than July 23, 2012. None of the entities produced  
25                   the information on time.  
26                   3. I have been attempting to work in good faith in obtaining the information and  
27                   expect to obtain part of the discovery requested within 10 days.  
28                   4. I am unable to work with the counsel for the Defense in an act of good faith to  
29                   obtain certain items until she returns to work on August 23, 2012. Should those  
30                   good faith efforts fail, I would be unable to file a motion to compel until August 23,  
31                   2012 at the earliest.

5. I intend to file a dispositive motion based upon the information I receiving through discovery that will have a strong impact on my arguments and be appropriate for a dispositive motion.

6. I intend to withdraw my current partial motion for summary judgment and file a new motion containing within it the information I am receiving.

I declare under the penalty of perjury under the laws of the State of Washington that the foregoing is true and correct. This declaration was executed on August 2, 2012 at Kirkland, Washington.

/s/ James McDonald

## Declarant